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**\*E-FILED - 9/8/08\***

Lead Counsel for Plaintiffs

[Additional counsel appear on signature page.]

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

In re EXTREME NETWORKS, INC.  
SHAREHOLDER DERIVATIVE  
LITIGATION

\_\_\_\_\_  
This Document Relates To:  
ALL ACTIONS.  
\_\_\_\_\_

) No. C-07-02268-RMW  
)  
)  
) STIPULATION AND [] ORDER  
) RE MOTION FOR THE APPOINTMENT OF  
) LEAD PLAINTIFF AND LEAD COUNSEL,  
) MOTION TO INTERVENE AND  
) AMENDED COMPLAINT  
)  
)  
)

1 WHEREAS, on August 12, 2008, the Court entered an Order Granting Nominal Defendant's  
2 [Extreme Networks, Inc.] Motion to Dismiss ("Order") the Second Amended Complaint;

3 WHEREAS, the Order requires plaintiffs to file a motion for the appointment of lead plaintiff  
4 and lead counsel and an amended complaint no later than September 2, 2008, and Kathleen  
5 Wheatley ("Wheatley") intends to file such motions as well as a motion to intervene as plaintiff in  
6 this action;

7 WHEREAS, due to a family matter Wheatley has requested an agreement from defendants  
8 to extend the date by which she must file the aforementioned documents from September 2, 2008 to  
9 September 4, 2008, and defendants have agreed;

10 WHEREAS, there has been no previous continuance sought in connection with the filing of  
11 these Court-ordered submissions, and the agreed-upon schedule is not for the purpose of delay,  
12 promotes judicial efficiency, and will not cause prejudice to any party.

13 THEREFORE, IT IS STIPULATED AND AGREED by Wheatley and defendants, through  
14 their respective counsel of record, subject to approval of the Court, as follows:

15 **SCHEDULE**

16 Wheatley shall have until no later than September 4, 2008, to file her motion to intervene,  
17 motion for the appointment of lead plaintiff and lead counsel and an amended complaint.

18 DATED: September 2, 2008

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Lead Counsel for Plaintiffs

DATED: September 2, 2008

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\_\_\_\_\_  
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Attorneys for Nominal Defendant Extreme  
Networks, Inc.

I, Shawn A. Williams, am the ECF User whose ID and password are being used to file this  
Stipulation and [Proposed] Order Re Motion for the Appointment of Lead Plaintiff and Lead  
Counsel, Motion to Intervene and Amended Complaint. In compliance with General Order 45, X.B.,  
I hereby attest that Joseph E. Floren has concurred in this filing.

DATED: September 2, 2008

\_\_\_\_\_  
s/ Shawn A. Williams  
SHAWN A. WILLIAMS

\* \* \*

**ORDER**

IT IS SO ORDERED.

DATED: 9/8/08

  
\_\_\_\_\_  
THE HONORABLE RONALD M. WHYTE  
UNITED STATES DISTRICT JUDGE

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CERTIFICATE OF SERVICE

I hereby certify that on September 2, 2008, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I have mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on September 2, 2008.

s/ Shawn A. Williams

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